



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

900 SOUTH FREMONT AVENUE
ALHAMBRA, CALIFORNIA 91803-1331
Telephone: (626) 458-5100
www.ladpw.org

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

IN REPLY PLEASE

REFER TO FILE: **MP-6**
19.041

January 6, 2005

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

LOS ANGELES RIVER - PARCEL 416
GRANT OF EASEMENT - CITY OF LOS ANGELES
SUPERVISORIAL DISTRICT 3
3 VOTES

**IT IS RECOMMENDED THAT YOUR BOARD ACTING AS THE GOVERNING BODY
OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:**

1. Consider the enclosed Notice of Exemption for the Canoga Avenue Bridge over Los Angeles River project, prepared by the City of Los Angeles on February 11, 2002; determine that the recommended grant of easement is within the scope of the project; concur that the project is exempt from the California Environmental Quality Act (CEQA); and find that these actions reflect the independent judgment of the County of Los Angeles.
2. Approve the grant of an easement for road and bridge purposes (2,700 square feet) and temporary construction purposes (3,600 square feet) from the Los Angeles County Flood Control District to the City of Los Angeles within Los Angeles River, Parcel 416 (6,300 square feet), for \$17,690.
3. Instruct the Chair to sign the enclosed Easement document and authorize delivery to the Grantee.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

This action will allow the Los Angeles County Flood Control District to grant an easement in Los Angeles River, Parcel 416, to the City of Los Angeles. The easement is located across the Los Angeles River on the west side of Canoga Avenue, in the City of Los Angeles.

The City of Los Angeles requested the easement in connection with their Canoga Avenue Bridge rehabilitation project. The granting of this easement is not considered adverse to the District's purposes. Moreover, the instrument reserves paramount rights for the District's interest.

Implementation of Strategic Plan Goals

This action is consistent with the Strategic Plan Goal of Fiscal Responsibility. The revenue from this transaction will be used for flood control purposes.

FISCAL IMPACT/FINANCING

The proposed selling price of \$17,690 represents the market value of the easement. This amount has been paid and deposited into the Flood Control District Fund.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The granting of this easement will not hinder the use of the channel for possible transportation, utility, or recreational corridors.

The enclosed Easement has been approved by County Counsel and will be recorded.

ENVIRONMENTAL DOCUMENTATION

CEQA requires public agency decision-makers to document and consider the environmental impacts of their actions. The City of Los Angeles is the lead agency for this project.

The Notice of Exemption was filed by the City of Los Angeles on February 11, 2002. The recommended findings are in accordance with CEQA and are required prior to your Board's granting of this easement.

The Honorable Board of Supervisors
January 6, 2005
Page 3

IMPACT ON CURRENT SERVICES (OR PROJECTS)

None.

CONCLUSION

Enclosed are an original and two duplicates of the Easement. Please have the original and one duplicate signed by the Chair and acknowledged by the Executive Officer of the Board. Please return the executed original and one duplicate to this office, retaining one duplicate for your files.

One approved copy of this letter is requested.

Respectfully submitted,

DONALD L. WOLFE
Interim Director of Public Works

CPM:in
P6:blARVR416.doc

Enc.

cc: Auditor-Controller (Accounting Division - Asset Management)
Chief Administrative Office
County Counsel

OFFICE OF THE CITY CLERK

ROOM 395, CITY HALL

LOS ANGELES, CALIFORNIA 90012

CALIFORNIA ENVIRONMENTAL QUALITY ACT

NOTICE OF EXEMPTION

(Article III, Section 3 - City CEQA Guidelines)

Submission of this form is optional. The form shall be filed with the county clerk, 12400 E. Imperial Highway, Norwalk, California, 90650, pursuant to Public Resources Code Section 21152(b). Pursuant to Public Resources Code Section 21167(d), the filing of this notice starts a 35-day statute of limitations for court challenges to the approval of the project.

LEAD CITY AGENCY AND ADDRESS:

Public Works, Bureau of Engineering - 650 South Spring Street, Suite 574
Los Angeles, CA 90014-1914

COUNCIL DISTRICT

3

PROJECT TITLE:

HBRR - CANOGA AVENUE BRIDGE OVER LOS ANGELES RIVER NO. 53C-1116
(W.O. E700018B)

LOG REFERENCE

C.E.
T.G. 530 B5

PROJECT LOCATION: The bridge is located on Canoga Avenue at the Los Angeles River crossing. The bridge site is approximately 0.05 kilometers (km) south of Bassett Street and 0.2 km north of Vanowen Street. The increased loading demand of the wider superstructure will require the construction of new substructures. The bridge is in the community of Canoga Park.

DESCRIPTION OF NATURE, PURPOSE, AND BENEFICIARIES OF PROJECT: The proposed project consists the rehabilitation of the Canoga Avenue Bridge, the bridge deck will be widened 5.1 meters to improve the geometry to handle the Average Daily Traffic Demand (ADT). Improvements will also be made to bridge railings, approach guardrails and transition guardrails.

CONTACT PERSON

Carter Atkins

TELEPHONE NUMBER

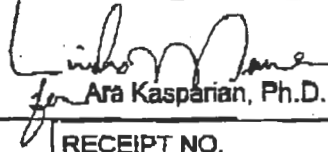
(213) 847-8697

EXEMPT STATUS: (Check One)

	CITY CEQA GUIDELINES	STATE CEQA GUIDELINES
<input type="checkbox"/> MINISTERIAL	Art. III, Sec. 2b	Sec. 15268
<input type="checkbox"/> DECLARED EMERGENCY	Art. III, Sec. 2a(1)	Sec. 15269(a)
<input type="checkbox"/> EMERGENCY PROJECT	Art. III, Sec. 2a(2) & (3)	Sec. 15359
<input type="checkbox"/> GENERAL EXEMPTION	Art. III, Sec. 1	Sec. 15061(b)(3)
<input checked="" type="checkbox"/> CATEGORICAL EXEMPTION	Art. VII, Sec. 1	Sec. 15300 et seq.
Class <u>1</u> Category <u>4 & 20</u> (City CEQA Guidelines)		
<input type="checkbox"/> OTHER (See Public Resources Code Sec. 21080(b) and set forth state and city guidelines provision)		

JUSTIFICATION FOR PROJECT EXEMPTION: The project consists of the rehabilitation of the Canoga Avenue Bridge in the City of Los Angeles, between Bassett Street and Vanowen Street, which is functionally obsolete and unable to support the average daily traffic and estimated load demands. The widening will not exceed the width of the adjacent existing roadway approaches and the widening will be less than an additional lane on the bridge.

IF FILED BY APPLICANT, ATTACH CERTIFIED DOCUMENT OF EXEMPTION FINDING

SIGNATURE:  for Ara Kasparian, Ph.D.	TITLE: Manager Environmental Group	DATE: 02-11-02
FEE: \$25.00	RECEIPT NO.	REC'D BY
		DATE

Categorical Exemption/Categorical Exclusion/Programmatic Categorical Exclusion
(CE/CE/PCE) Determination Form and Project Description Continuation SheetCATEGORICAL EXEMPTION
CATEGORICAL EXCLUSION/PROGRAMMATIC CATEGORICAL EXCLUSION
DETERMINATION FORM

07-LA-0-LA

53C-1116

Dist.-Co.-Rte. (or Local Agency)

CE/CE/PCE (or M.F.M.) E.A. (State project)

Proj. No. (Local project)

(Fed. Proj. Prefix, Proj. No., Agr. No.)

PROJECT DESCRIPTION: (Briefly describe project, purpose, location, limits, right-of-way requirements, and activities involved.)

Canaña Avenue Bridge
over Los Angeles River

Enter project description in this text box.

Bridge Widening (5.1 meters) and Rehab.

CEQA COMPLIANCE (for State Projects only)

Based on an examination of this proposal, supporting information, and the following statements (See 14 CCR 15300 et seq.):

- If this project falls within exempt class 3, 4, 5, 6 or 11, it does not impact an environmental resource of hazardous or critical concern where designated, precisely mapped and officially adopted pursuant to law.
- There will not be a significant cumulative effect by this project and successive projects of the same type in the same place, over time.
- There is not a reasonable possibility that the project will have a significant effect on the environment due to unusual circumstances.
- This project does not damage a scenic resource within an officially designated state scenic highway.
- This project is not located on a site included on any list compiled pursuant to Govt. Code § 65862.5 ("Cortese List").
- This project does not cause a substantial adverse change in the significance of a historical resource.

CALTRANS CEQA DETERMINATION

☐ Exempt by Statute (PRC 21080)

Based on an examination of this proposal, supporting information, and the above statements, the project is:

☐ Categorical Exempt Class _____ or General Rule exemption (This project does not fall within an exempt class, but it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment [CCR 15061(b)(3)])

Signature: Environmental Office Chief

Date

Signature: Project Manager

Date

NEPA COMPLIANCE (23 CFR 771.117)

Based on an examination of this proposal, supporting information, and the following statements:

- This project does not have a significant impact on the environment as defined by the NEPA.
- This project does not involve substantial controversy on environmental grounds.
- This project does not involve significant impacts on properties protected by Section 4(f) of the DOT Act or Section 106 of the National Historic Preservation Act.
- In non-attainment or maintenance areas for Federal air quality standards: this project comes from a currently conforming plan and Transportation Improvement Program or is exempt from regional conformity.
- This project is consistent with all Federal, State, & local laws, requirements or administrative determinations relating to the environmental aspects of this action.

CALTRANS NEPA DETERMINATION

Based on an examination of this proposal, supporting information, and the statements above under "NEPA Compliance", it is determined that the project is as:

- ☒ PROGRAMMATIC CATEGORICAL EXCLUSION (PCE): Based on the evaluation of this project and supporting documentation in the project files, all the conditions of the September 7, 1990 Programmatic Categorical Exclusion have been met.
- ☐ CATEGORICAL EXCLUSION (CE): For actions that do not individually or cumulatively have a significant environmental effect and are excluded from the requirement to prepare an Environmental Assessment (EA) or Environmental Impact Statement (EIS). Require FHWA determination.

Signature: Environmental Office Chief

5/24/01
Date

Signature: Project Manager/DLA Engineer

6/4/01
Date

FHWA DETERMINATION

Based on the evaluation of this project and the statements above, it is determined that the project meets the criteria of and is properly classified as a Categorical Exclusion (CE).

Signature: FHWA Transportation Engineer

Date

Additional information attached or referenced, as appropriate (e.g., Mitigation commitments for NEPA only; Air Quality studies or documentation of exemption from regional conformity or use of CO Protocol; §106 commitments; §4(f) or Programmatic EA/CE; CEQA nationwide permit; § 7 species survey results; Wetlands Finding; Floodplain Finding; additional studies; design conditions; ROW, etc.)

JUN 21 2001

LPP 01-05

STRUCTURAL
ENGINEERING DIVISIONPage 6-65
May 9, 2001

DUPLICATE

RECORDING REQUESTED BY
AND MAIL TO:

The City of Los Angeles
650 South Spring Street
Los Angeles, CA 90014-1911

Space Above This Line Reserved for Recorder's Use

THIS DOCUMENT IS EXEMPT FROM DOCUMENTARY TRANSFER TAX
PURSUANT TO SECTION 11922 OF THE REVENUE & TAXATION CODE

THIS DOCUMENT IS EXEMPT FROM RECORDING FEES PURSUANT TO
SECTION 27383 OF THE GOVERNMENT CODE

Assessor's Identification Number:
2138-011-901 (Portion)

EASEMENT

For a valuable consideration, receipt of which is hereby acknowledged, the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, a body corporate and politic, hereinafter referred to as "District", does hereby grant to THE CITY OF LOS ANGELES, a municipal corporation, hereinafter referred to as "Grantee", an easement for road and bridge purposes in, on, over, and across the real property in The City of Los Angeles, County of Los Angeles, State of California, described as Part A in Exhibit "A" attached hereto and by this reference made a part hereof.

Together with a temporary construction easement in, on, over, and across the real property in The City of Los Angeles, County of Los Angeles, State of California, described as Part B in said Exhibit "A."

As to said temporary construction granted herein, the period of time will commence with the date of acceptance hereof, and will terminate thirty (30) days after the acceptance of the construction for the improvements hereunder, or upon earlier notice given by said Grantee that the possession is complete.

Subject to all matters of record and to the following reservation and conditions which Grantee, by the acceptance of this Easement and/or the exercise of any of the rights granted herein, agrees to keep and perform, viz:

1. District reserves the paramount right to use said land for flood control purposes.
2. Grantee agrees that it will not perform or arrange for the performance of any construction or reconstruction work in, on, over, and across the land herein-described until the plans and specifications for such construction or reconstruction work shall have first been submitted to and been approved in writing by the Chief Engineer of the Los Angeles County Flood Control District. Such approval by District shall not be interpreted or inferred as an endorsement or approval as to the design, accuracy, correctness, or authenticity of the information shown on the submitted plans and specifications. Furthermore, such approval cannot be relied upon for any other purpose or by any third party for any reason whatsoever. District does not accept ownership or responsibility for the improvements.

File with: LOS ANGELES RIVER 416
19-RW 2.2
S.D. 3 M0323007

3. Grantee agrees that it shall indemnify and save harmless the District, its officers, agents and/or employees, from any and all liability, loss or damage to which District, its officers, agents and employees may be subjected as the result of any act or omission by Grantee, its officers, agents, or employees, arising out of the exercise by Grantee, its officers, agents, or employees of any of the rights granted to it by this instrument.
4. It is expressly understood that District will not be called upon to construct, repair, maintain, or reconstruct any structure or improvement to be erected or constructed pursuant to this Easement.
5. The provisions and agreements contained in this Easement shall be binding upon Grantee, its successors and assigns.

To the extent any lawful assessment be levied pertaining to the area to which this easement applies and to the extent that the assessment is based on the structures and improvements being constructed under the authority of this easement and provided further that the assessment be levied following Grantee's exercise of these easement rights to construct such structures and improvements, Grantee agrees to pay on behalf of District that part of any such assessment levied against District which is based on the value contributed to that area by Grantee's said improvements.

Dated _____

LOS ANGELES COUNTY FLOOD CONTROL DISTRICT,
a body corporate and politic

By _____
Chair, Board of Supervisors of the
Los Angeles County Flood Control District

(LACFCD-SEAL)

ATTEST:

VIOLET VARONA-LUKENS, Executive Officer
of the Board of Supervisors
of the County of Los Angeles

By _____
Deputy

OG:sl:confE larvr416

NOTE: Acknowledgment form on reverse side.

STATE OF CALIFORNIA)
) ss.
COUNTY OF LOS ANGELES)

On January 6, 1987, the Board of Supervisors for the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts adopted a resolution pursuant to Section 25103 of the Government Code which authorized the use of facsimile signatures of the Chair of the Board on all papers, documents, or instruments requiring his/her signature.

The undersigned hereby certifies that on this ____ day of _____, 20____, the facsimile signature of _____, Chair of the Board of Supervisors of the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT was affixed hereto as the official execution of this document. The undersigned further certifies that on this date, a copy of the document was delivered to the Chair of the Board of Supervisors of the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT.

In witness whereof, I have also hereunto set my hand and affixed my official seal the day and year above written.

VIOLET VARONA-LUKENS, Executive Officer
of the Board of Supervisors
of the County of Los Angeles

By _____
Deputy

(LACFCD-SEAL)

APPROVED as to form

RAYMOND G. FORTNER, JR.,
County Counsel

By 
Deputy

APPROVED as to title and execution,
_____, 20____.

DEPARTMENT OF PUBLIC WORKS
Mapping & Property Management Division

MARTIN J. YOUNG
Supervising Title Examiner III

By _____

CERTIFICATE OF ACCEPTANCE

This is to certify that the interest in real property conveyed by the deed or grant herein, dated _____ from the Los Angeles County Flood Control District, a body corporate and politic, to the Board of Water Commissioners of the City of Long Beach, is hereby accepted by order of the Board of Commissioners of the City of Long Beach by the undersigned officer on behalf of said Board of Water Commissioners of the City of Long Beach pursuant to authority conferred by Resolution of said Board adopted on _____, and the Grantee consents to the recordation thereof by its duly authorized officer.

Dated _____

By _____
Authorized Officer

File with: LOS ANGELES RIVER 416
19-RW 2.2
A.P.N. 2138-011-901 (portion)
T.G. 530(B6)
I.M. 174-097
Third District
M0323007

LEGAL DESCRIPTION

PART A: (Easement for public road and bridge purposes)

The easterly 15.00 feet of Lot 1 and the easterly 15.00 feet of the northerly 30.00 feet of Lot 2, Block 106, Owensmouth, as shown on map recorded in Book 19, page 37, of Maps, in the office of the Recorder of the County of Los Angeles.

Containing: 2,700 ± square feet.

PART B: (Temporary construction easement)

The westerly 20.00 feet of the easterly 35.00 feet of Lot 1 and the westerly 20.00 feet of the easterly 35.00 feet of the northerly 30.00 feet of Lot 2, Block 106, of above-mentioned Owensmouth.

Containing: 3,600 ± square feet.

EXHIBIT A